IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 2ND APRIL 2007 / 12TH CHAITHRA 1929

Crl.Rev.Pet.No. 1051 of 1999()

CRA.94/1999 of III ADDL.SESSIONS COURT, ERNAKULAM
CC.532/1997 of JUDL.MAGISTRATE OF FIRST CLASS, KOLENCHERRY

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REVN. PETITIONER:

SAJAN KURUVILLA, AGED THIRTY NINE YEARS,
S/O. KURUVILA, PROPRIETOR,
NEW TECH INDUSTRIES, VADAYAMPADI P.O.,
PUTHENCRUZ, PIN 682 308.

BY ADV. SRI.THOMAS T.VARGHESE
SRI.MOHAMMED SIYAD

RESPONDENTS:

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1. BIJU K. SLEEBA, KOMBANAL HOUSE,
SOUTH MAZHUVANNOOR P.O.,
KUNNATHUNADU THALUK.

2. THE STATE OF KERALA, REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

R1 BY ADV. SRI.K.JAJU BABU
SRI.JOSEPH SEBASTIAN PURAYIDAM
R2 BY P.P. SRI AMJAD ALI.

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 02/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER ON CRL.MP NO.4841/99 IN CRL.R.P.NO.1051/99
DISMISSED.

2-4-2007 SD/- K.R.UDAYABHANU, JUDGE.

//TRUE COPY//

K.R.UDAYABHANU, J.

CRL.R.P.NO. 1051 of 1999

Dated this the 2nd day of April, 2007

ORDER

The revision petitioner stands convicted for the offence under section 138 N.I.Act and sentenced to undergo simple imprisonment for a period of three months and to pay a fine of Rs.60,000/-, and in default to undergo simple imprisonment for two months and that the fine amount, if paid, will be given to the complainant as compensation under section 357(1)(b) Cr.P.C.

2. The revision petitioner has only sought for modification of the sentence and for time to remit the fine amount.

3. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. The revision petitioner is granted one month from today onwards to remit the fine amount.

The revision petitioner shall appear before the Judicial First Class Magistrate, Kolencherry on 7-5-2007 to receive the sentence.

The Crl.Revision Petition is disposed of accordingly.

K.R.UDAYABHANU,
JUDGE

kvm/-

K.R.UDAYABHANU, J.

CRL.R.P. 1051/1999

ORDER

2/4/2007.